

**FILED**  
UNITED STATES DISTRICT COURT  
ALBUQUERQUE, NEW MEXICO  
**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE DISTRICT OF NEW MEXICO**

OCT 18 2010

SKYLINE POTATO COMPANY, INC., )  
Plaintiff, )  
v. )  
TAN-O-ON MARKETING, INC. d/b/a )  
TMI; HI-LAND POTATO COMPANY, )  
INC.; GERALD R. ANDERSON; )  
JULIE A. ANDERSON; MARK )  
LOUNSBURY; BILL METZ; and CARL )  
WORLEY, )  
Defendants. )

**MATTHEW J. DYKMAN**  
**CLERK**

C.A. No. 1:10-cv-00698 CG/RHS

**JOINT STIPULATION FOR AN EXTENSION OF TIME FOR HI-LAND POTATO  
COMPANY AND CARL WORLEY TO RESPOND TO DEFENDANTS  
GERALD AND JULIE ANDERSON'S MOTIONS TO FILE AN  
AMENDED ANSWER AND OPPOSITION TO MOTION TO DISMISS**

Plaintiff, Skyline Potato Company, Inc. ("Plaintiff"), and Defendants, Gerald R. Anderson and Julie A. Anderson ("Anderson Defendants"), and Defendants, Hi-Land Potato Company, Inc. and Carl Worley ("Hi-Land Defendants"), by and through their respective counsel, hereby stipulate and jointly move for an Order extending the time for the Hi-Land Defendants to answer, file a motion to dismiss, or otherwise respond to the Anderson Defendants' Motion to File an Amended Answer and Cross-Claim and Motion in Opposition to Dismissal of the Hi-Land Defendants (the "Motions") until November 15, 2010. In connection therewith, the parties stipulate as follows:

1. Plaintiff's Unopposed Motion to Dismiss was filed on 9/22/10.
2. Anderson Defendants filed their Motions on 10/1/10.

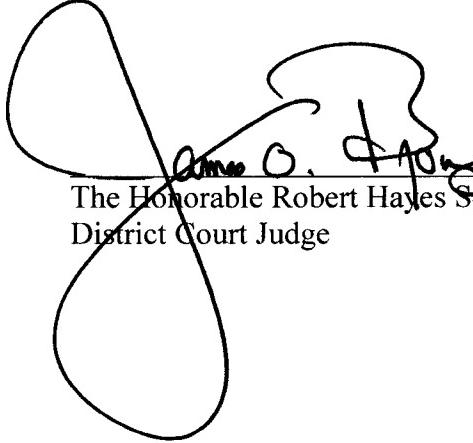
3. This extension is being requested because counsel for the Hi-Land Defendants has a conflict and, therefore, the Hi-Land Defendants need additional time to retain new counsel.

4. By this Stipulation, Plaintiff and Defendants agree that the Hi-Land Defendants' deadline to answer, file a motion to dismiss, or otherwise respond to the Motions shall be November 15, 2010.

5. Either party to this Stipulation reserves the right to seek relief from the Order adopting this Stipulation.

**SO ORDERED:**

Dated: \_\_\_\_\_

  
The Honorable Robert Hayes Scott  
District Court Judge

**Submitted & Approved:**

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Approved telephonically on 10/11/10

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